S/N 10/667,684

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

NISHIHARA, et al.

Examiner:

MULVANEY, E.

Serial No.:

10/667,684

Group Art Unit:

1774

Filed:

September 22, 2003

Docket No.:

10873.788USC5

Title:

INFORMATION RECORDING MEDIUM AND METHOD FOR

PRODUCING THE SAME, AND METHOD FOR RECORDING/

REPRODUCING INFORMATION THEREON

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CERTIFICATE UNDER 37 CFR 1.6(d): I hereby certify that this paper is being transmitted by facsimile to the U.S. Parent and Trademark Office on April 22, 2004.

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Name: Gina M. Dah

## RESPONSE UNDER 37 C.F.R. §1.111

Commissioner for Patents Washington, D.C. 20231

Dear Sir:

This is in response to the Office Action mailed February 18, 2004. The sole issue raised in the Office Action is a rejection for obviousness double patenting. Applicants submit the enclosed Terminal Disclaimer that renders the rejection moot. Applicants do not concede the correctness of the rejection. Favorable reconsideration in the form of a Notice of Allowance is requested.

Respectfully submitted,

MERCHANT & GOULD P.C.

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Date: April 12, 2004

DPM/gmd

Douglas P. Mueller

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23552

PATENT TRADEMARK OFFICE

## Merchant & Gould

An Intellectual Property Law Firm

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FROM:

6123329081

Douglas P. Mueller

TQ:

Commissioner for Patents

Attn: Examiner MULVANEY

Patent Examining Corps

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Response, Terminal Disclaimer

Applicant:

NISHIHARA, et al.

Serial No.:

10/667,684

09/22/03

Filed:

Group Art Unit: 1774 Confirmation No. 9398

Our Ref. No.:

10873.788USC5

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Name: Douglas P. Mueller

Reg. No. 30,300

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